

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

CROWN CORK & SEAL COMPANY, INC.	)	
and CLARK EQUIPMENT COMPANY,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	1:99CV00869
	)	
CBS CORPORATION, as successor in	)	
interest to WESTINGHOUSE ELECTRIC	)	
CORPORATION, et al.,	)	
	)	
Defendants.	)	

**J U D G M E N T**

For the reasons set out in an Order entered contemporaneously with this Judgment,

**IT IS ORDERED AND ADJUDGED** that plaintiffs' motion to dismiss defendant The Timken Company as a defendant from this lawsuit with prejudice, and further, that all cross-claims or third-party claims arising out of plaintiffs' claims for recovery of their RI/FS costs, RD/RA costs, or any other response costs against The Timken Company (docket no. 535) and as joined in by defendant The Timken Company (docket no. 533) are granted, and that the Court, in fact, dismisses any cross-claim or third-party claim by any party against defendant The Timken Company with prejudice as a result of its settlement of plaintiffs' claims, and further, that the Court accepts the Uniform Comparative Fault Act proportionate share rule for this case so that plaintiffs' contribution claims against the

non-settling defendants will be reduced by the fair share of The Timken Company.

This the day of September 30, 2005

/s/ N. Carlton Tilley, Jr.  
United States District Judge